

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: William MacLure	Team: Squad #16	CCRB Case #: 201701515	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Friday, 02/24/2017 11:32 PM	Location of Incident: Northbound lane of Park Avenue South at East 24th Street	Precinct: 13	18 Mo. SOL 8/24/2018	EO SOL 8/24/2018	
Date/Time CV Reported Sat, 02/25/2017 2:29 PM	CV Reported At: CCRB	How CV Reported: Call Processing System	Date/Time Received at CCRB Sat, 02/25/2017 2:29 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Arthur Golfphin	05330	938578	013 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Arthur Golfphin	Abuse: Police Officer Arthur Golfphin issued a summons to § 87(2)(b)	

### Case Summary

On February 25, 2017, § 87(2)(b) filed this complaint with the CCRB via the call processing system.

On February 24, 2017, at approximately 11:32 p.m., at the northbound lane of Park Avenue South between East 23<sup>rd</sup> and East 24<sup>th</sup> Street, in Manhattan, PO Arthur Golfphin stopped § 87(2)(b) for failure to yield to pedestrians. PO Golfphin issued § 87(2)(b) a summons for failure to yield to pedestrian. § 87(2)(b) told PO Golfphin that he was going to file a complaint against him. PO Golfphin issued § 87(2)(b) another summons for disorderly conduct (**Allegation A**).

### Mediation, Civil and Criminal Histories

- § 87(2)(b) rejected mediation § 87(2)(b)
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

### Civilian and Officer CCRB Histories

- This was § 87(2)(b)'s first complaint with the CCRB (Board Review 03).
- PO Golfphin has 11 allegations stemming from six complaints at the CCRB. None of the previous allegations were substantiated. PO Golfphin had one previous allegation of a retaliatory summons in CCRB case number 200807385, which was unsubstantiated.

### Findings and Recommendations

#### Allegation A – Abuse of Authority: Police Officer Arthur Golfphin issued a summons to

§ 87(2)(b)

It is undisputed that PO Golfphin issued § 87(2)(b) two summonses, one for failure to yield to pedestrians (Board Review 01), and one for disorderly conduct (Board Review 02).

§ 87(2)(b) was interviewed at the CCRB on March 8, 2017 (Board Review 04). § 87(2)(b) stated that after he was stopped, PO Golfphin asked him for his license and registration. § 87(2)(b) provided the documents to PO Golfphin and then he went back to his police vehicle. When PO Golfphin returned to § 87(2)(b)'s vehicle, he only had § 87(2)(b)'s license and registration, but no summons. § 87(2)(b) told PO Golfphin that he was going to file a complaint against him. PO Golfphin told § 87(2)(b) that someone was touching the crosswalk. § 87(2)(b) disputed this. PO Golfphin told § 87(2)(b) "I'm going to write you a summons now," then went back to his car with § 87(2)(b)'s license and registration. PO Golfphin did not tell § 87(2)(b) he was going to write him two summonses. § 87(2)(b) admitted that he was angry during the incident, and that he was loud when talking to PO Golfphin. PO Golfphin came back to § 87(2)(b)'s car and § 87(2)(b) was quiet at this point. PO Golfphin issued § 87(2)(b) two summonses, one for failure to yield to pedestrians, and one for disorderly conduct.

PO Golfphin was interviewed at the CCRB on April 25, 2017 (Board Review 05). PO Golfphin stated that the first time he approached § 87(2)(b)'s vehicle, he told § 87(2)(b) he was going to be issued a summons for failing to yield to pedestrians. § 87(2)(b) was initially cordial and denied that there were pedestrians in the cross walk. PO Golfphin told § 87(2)(b) that he could dispute the summons in court. PO Golfphin went back to his vehicle and wrote the summons for failure to yield to pedestrians. After PO Golfphin returned to § 87(2)(b)'s vehicle and handed the summons to § 87(2)(b), § 87(2)(b) became "belligerent" and said that PO Golfphin was "fucked up." PO Golfphin did not recall if § 87(2)(b) who was sitting in his car facing PO Golfphin, made any other statements at this time. PO Golfphin described the volume of the conversation as "moderate." PO Golfphin took the failure to yield summons and § 87(2)(b)'s license and registration and went back to his police vehicle. PO Golfphin could not provide a time



§ 87(2)(g) [Redacted]  
[Redacted]  
[Redacted]  
[Redacted]  
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[Redacted]  
[Redacted]  
§ 87(2)(g) [Redacted]  
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Squad: 16

Investigator:	_____	_____	_____
	Signature	Print	Date
Squad Leader:	_____	_____	_____
	Title/Signature	Print	Date
Reviewer:	_____	_____	_____
	Title/Signature	Print	Date